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September 28, 1993

Ms. Marsha A. Adams
5HSM-5J
Responsible Party Search
United States Environmental Protection Agency
Region 5
77 West Jackson Boulevard
Chicago, IL 60604-3590

RE: Request for Information Pursuant to CERCLA 104(e)
for the Stickney Avenue Landfill and Tyler Street
Dump Sites in Toledo, Ohio
Our File No: T355/29410

Dear Ms. Adams:

Enclosed please find the Toledo Blade Company's response to the above captioned CERCLA §104(e) request for information. You will observe that the Blade has no information regarding these sites. We continue to await a response to our FOIA request dated September 3, 1993, Request Identification No. 05-RIN-03664-93, with respect to any information the agency might have regarding the Blade's alleged involvement with this site.

Please call if the agency has any remaining questions, comments or concerns following its review of this response.

Very truly yours,

EASTMAN & SMITH


Joseph A. Gregg

JAG/bmm
Enclosure
cc: Fritz Byers, Esq. (w/encl.)

The Toledo Blade Company's Response
to CERCLA §104(e) Request
for Information Regarding the
Stickney Avenue Landfill
and Tyler Street Dump Sites
in Toledo, Ohio

This is the response of the Toledo Blade Company ("Blade") to the CERCLA §104(e) request for information, dated August 12, 1993, with respect to the Stickney Avenue Landfill and Tyler Street Dump sites in Toledo, Ohio. On request, the Blade's response deadline was extended by USEPA until and including September 30, 1993. This response is timely filed.

GENERAL

The Blade is and was at all relevant times a newspaper publisher in Toledo, Ohio. As a general matter, the Blade has no current employees knowledgeable about waste handling practices during the referenced 1951 to 1981 timeframe. Records maintained by the Blade reveal that wastes generated at the Blade were transported by Community Sanitation Services prior to 1973, and by Benton's Village Sanitation Services, now known as Waste Management, Inc., thereafter. Beginning with the applicability of the RCRA regulations in 1980, waste inks and solvents used in cleaning the Blade's newspaper presses, which were deemed hazardous, were subsequently transported off-site to an appropriate RCRA facility. The Blade has no information that any of its waste materials were ever transported to the Stickney Avenue Landfill and/or Tyler Street Dump sites.

OBJECTIONS

The Blade objects to instruction number 4 of this information request inasmuch as CERCLA does not contain a continuing obligation to supplement a response to a CERCLA §104(e) information request. Nonetheless, without waiving that objection, the Blade will attempt to supplement its response if additional information is subsequently learned.

The Blade objects to instruction number 6 of this information request to the extent it requires the Blade to interview former employees, agents, servants, contractors or attorneys inasmuch as there is no such obligation under CERCLA. Nonetheless, without waiving that objection, the Blade states that it has made inquiry of several of its former employees thought to be knowledgeable with respect to the matters inquired about.

The Blade objects to instruction number 7 of this information request inasmuch as there is no requirement under CERCLA that a response to an information request be in affidavit form.

RESPONSE TO INFORMATION REQUESTS

1. Identify all persons consulted in the preparation of the answers to these Information Requests.

Response: Joseph A. Gregg
Eastman & Smith
One SeaGate, 24th Floor
Toledo, Ohio 43604
Telephone: 241-6000
Attorney for the Blade

Ms. Sylvia Robinson
Current employee of the Blade

Mr. Robert Stebli
Former Plant Engineer of the Blade
- now retired

Mr. Harold Wolfe
Former Business Office Manager of the Blade
- now retired

Any current or former Blade employee may be contacted through Joseph A. Gregg, counsel for the Blade at his above address and phone number.

2. Identify all documents consulted, examined, or referred to in the preparation of the answers to these Requests and provide copies of all such documents.

Response: Files maintained by the Blade were reviewed in the preparation of this response. These files are maintained in the possession, custody and control of Sylvia Robinson at the Blade. None of the documents reviewed identify or refer to disposal of the Blade's waste materials at any time at either of the referenced sites. If after review of this response, USEPA continues to believe that copies of any documents are necessary, the Blade will provide same upon request.

3. If you have reason to believe that there may be persons able to provide a more detailed or complete response to any

Information Requests or who may be able to provide additional responsive documents, identify such persons.

Response: The drivers who hauled the Blade's waste materials for Community Sanitation Services and Benton's Village Sanitation Services during the relevant periods of time may be able to provide additional information responsive to this request. No current or former Blade employee is known to have personal knowledge of where the Blade's wastes were ultimately disposed of during the referenced time.

4. List the EPA Identification Numbers of the Respondent.

Response: EPA Id. No. OHD005038021.

5. Identify the acts or omissions of any person, other than your employees, contractors, or agents, that may have caused the release or threat of release of hazardous substances, pollutants, or contaminants and damages resulting therefrom.

Response: The Blade is unaware of any acts or omissions of any person, including its employees, contractors or agents, that may have caused a release or threat of release of hazardous substances, pollutants, or contaminants and damages resulting therefrom at these sites. The Blade has no information, knowledge or belief that any of its waste materials were ever disposed of at either of these sites.

6. Identify all persons having knowledge or information about the generation, transportation, treatment, disposal or other handling of material at the Site.

Response: See response to Information Request No. 3, above.

7. Identify all persons, including yourself, who may have arranged for disposal or treatment or arranged for transportation for disposal or treatment of waste materials, including hazardous substances, at the Site. In addition, identify the following:

- a) The persons with whom you or such other persons made such arrangements;
- b) Every date on which such arrangements took place;
- c) For each transaction, the nature or the waste material or hazardous substance, including the chemical content, characteristics, physical state (e.g., solid, liquid),

and the process for which the substance was used or the process which generated the substance;

- d) The owner of the waste materials or hazardous substances so accepted or transported;
- e) The quantity of the waste materials or hazardous substances involved (weight or volume) in each transaction and the total quantity for all transactions;
- f) All tests, analyses, and analytical results concerning the waste materials;
- g) The person(s) who selected the Site as the place to which the waste materials or hazardous substances were to be transported;
- h) The amount paid in connection with each transaction, the method of payment, and the identify of the person from who payment was received;
- i) Where that person identified in g., above, intended to have such hazardous substances or waste materials transported and all evidence of this intent;
- j) Whether the waste materials or hazardous substances involved in each transaction were transshipped through, or were stored or held at, any intermediate site prior to final treatment or disposal;
- k) What was actually done to the waste materials or hazardous substances once they were brought to the Site;
- l) The final disposition of each of the waste materials or hazardous substances involved in such transactions;
- m) The measures taken by you to determine the actual methods, means, and site of treatment or disposal of the waste material and hazardous substance involved in each transaction;
- n) The type and number of containers in which the waste materials or hazardous substances were contained when they were accepted for transport, and subsequently until they were deposited at the Site, and all markings on such containers;
- o) The price paid for (i) transport (ii) disposal or (iii) both of each waste material and hazardous substance.

- p) All documents containing information responsive to a-o above or in lieu of identification of all relevant documents, provide copies of all such documents.
- q) All persons with knowledge, information, or documents responsive to a - p above.

Response: See response to Information Request No. 5, above.

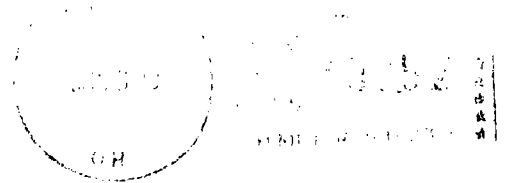
- 8. If your waste was not taken to the Stickney Avenue Landfill Site or the Tyler Street Dump Site during the period 1951 to 1981, where were your wastes taken and how were they disposed?

Response: Objection. This question is not proper under a CERCLA §104(e) request for information and is beyond the scope of that statute. Without waiving that objection, the Blade states that its wastes were hauled from its facility during the relevant period of time by Community Sanitation Services, prior to 1973, and by Benton's Village Sanitation Services, now known as Waste Management, Inc., thereafter. The location of the landfill(s) where such waste materials were ultimately disposed of is not known for certain by the Blade but is believed to be the Dura Avenue Landfill, Toledo, Ohio.

THE TOLEDO BLADE COMPANY
541 North Superior Street
Toledo, OH 43604

Dated: September 28, 1993

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TOLEDO, OHIO 43699-0032



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